## NOTICE OF ALLOWANCE DATE: December 11, 2007 ISSUE FEE DUE DATE: CONFIRMATION NO.: 9113

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ernest C. Chen et al. Examiner: Sam K. Ahn

Serial No.: 10/519,322 Group Art Unit: 2611

Filed: December 23, 2004 Docket: PD-202109/202110

Title: IMPROVING HIERARCHICAL 8PSK PERFORMANCE

### CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via the Office electronic filing system with the U.S. Patent and Trademark Office on February 13, 2008.

By:/Barbara Senty/ Name: Barbara Senty

# AMENDMENT UNDER 37 C.F.R. \$1.312

MAIL STOP ISSUE FEE Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

#### Dear Sir:

In accordance with 37 C.F.R. §1.312, and without withdrawing the application from issue, please replace Fig. 3 with Replacement Sheet Fig. 3.

Because this correction is minor and formal, does not involve new matter, and does not in any way affect the nature or scope of the invention, it is believed that it may be entered under the provisions of 37 C.F.R. §1.312 without withdrawing the application from issue.

The Issue Fee has not yet been paid.

Should the Examiner believe minor matters still remain that can be resolved in a telephone interview, the Examiner is urged to call Applicants' undersigned attorney.

Respectfully submitted,

GATES & COOPER LLP Attorneys for Applicant(s)

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Date: February 13, 2008 By:

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